



PATENT  
Customer No. 22,852  
Attorney Docket No. 02356.0090

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Brigitte GICQUEL	)	Group Art Unit: 1645
	)	
Application No.: 10/777,131	)	Examiner: Unassigned
	)	
Filed: February 13, 2004	)	
	)	
For: COMPOSITIONS AND METHODS	)	Confirmation No.: 3675
FOR DETECTING MULTIDRUG	)	
RESISTANT STRAINS OF <i>M.</i>	)	
<i>TUBERCULOSIS</i> HAVING	)	
MUTATIONS IN GENES OF THE	)	
<i>MUTT</i> FAMILY	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement (IDS) supplements the IDS filed on May 26, 2004, and is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of all listed documents are enclosed, except for U.S. published patent applications and issued patents. The above-identified patent application was filed after June 30, 2003, and as indicated at 1276 OG 55, submission of U.S. published patent

application and issued patent copies is not required with this Information Disclosure Statement.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 4, 2004

By:

*Salvatore J. Arrigo* Reg. No. 46,063

*for*

Kenneth J. Meyers  
Reg. No. 25,146



OMB No. 0651-0011

## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	02356.0090	Appln. No.	10/777,131
Applicant	Brigitte GICQUEL		
Filing Date	February 13, 2004	Group:	Not assigned

U.S. PATENT DOCUMENTS							
Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
		2003/0129619 A1	07/10/03	US			

FOREIGN PATENT DOCUMENTS							
		Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
	Altschul et al., "Gapped BLAST and PSI-BLAST: A New Generation of Protein Database Search Programs," <i>Nucleic Acids Research</i> , Vol. 25, pp. 3389-3402 (1997).
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	Cunningham, Richard P., "DNA Repair: Caretakers of the Genome?," <i>Current Biology</i> , pp. Vol. 7, R576-R579 (1997).
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
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Examiner	Date Considered
<p>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce